

1 Bill No. A-80-02-24

2 Appropriation Ordinance Number A- 03-80

3  
4 An Ordinance transferring and appropriating  
5 \$456,000.000 from Account No. 302-121-010,  
6 "Park General Fund", to Account No. 4-02-121  
7 121-4265, "Services Contractual", in the  
1980 budget of the Department of Parks and  
Recreation, to provide for rebuilding the  
Diehm Museum of Natural History in Franke  
Park.

8 WHEREAS, the Diehm Museum of Natural History in Franke Park  
9 was destroyed by fire; and

10 WHEREAS, an insurance settlement was received and the amount  
11 thereof credited to the Park General Fund pending a need for it;  
12 and

13 WHEREAS, it is now opportune to proceed with the reconstruc-  
14 tion of the Diehm Museum building, using such insurance proceeds  
15 and the interest earned thereon in the interim; and

16 WHEREAS, by reason of the foregoing, an emergency exists for  
17 the transfer of the sum of \$456,000.00 from the Park General Fund  
18 and the appropriation thereof to Account No. 4-02-121-121-4265,  
19 "Services Contractual", in the 1980 budget of the Department of  
20 Parks and Recreation, which transfer is recommended by the City  
21 Controller;

22 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE  
23 CITY OF FORT WAYNE, INDIANA:

24 Section 1. That there is hereby transferred from the Park  
25 General Fund (No. 302-121-010) and appropriated to Account No.  
26 4-02-121-121-4265, "Services Contractual", in the 1980 budget of  
27 the Department of Parks and Recreation the sum of \$456,000.00.

28 Section 2. That the unexpended and unappropriated balance of  
29 the Park General Fund is hereby reduced in the amount of  
30 \$456,000.000.

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1           Section 3. That the ordinance shall be effective upon pas-  
2 sage and approval by the Mayor.

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4           Councilman John Sh  
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6           Approved as to form and  
7           legality February 22, 1980.  
8

9           John E. Hoffman  
10           John E. Hoffman  
11           City Attorney  
12

13           Public hearing set for \_\_\_\_\_, 1980, at \_\_\_\_\_  
14           o'clock \_\_\_\_ M. in the Council Chambers.  
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16           Charles W. Westerman  
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Read the first time in full and on motion by Steir, seconded by Yelton, and duly adopted, read the second time by title and referred to the Committee Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on Tuesday, 1980, at 11:00 o'clock A. M., E.S.T.

DATE: 2-26-80

Charles W. Westerman  
CHARLES W. WESTERMAN  
CITY CLERK

Read the third time in full and on motion by Steir, seconded by GieQuinta, and duly adopted, placed on its passage. PASSED (EOT) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
<u>TOTAL VOTES</u>	<u>9</u>	<u>0</u>			
<u>BURNS</u>	<u>✓</u>				
<u>EISBART</u>	<u>✓</u>				
<u>GiaQUINTA</u>	<u>✓</u>				
<u>NUCKOLS</u>	<u>✓</u>				
<u>SCHMIDT, D.</u>	<u>✓</u>				
<u>SCHMIDT, V.</u>	<u>✓</u>				
<u>SCHOMBURG</u>	<u>✓</u>				
<u>STIER</u>	<u>✓</u>				
<u>TALARICO</u>	<u>✓</u>				

DATE: 3-11-80

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. A-03-80 on the 11th day of March, 1980.

ATTEST: (SEAL)  
Charles W. Westerman W. G. Schmidt  
CHARLES W. WESTERMAN - CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of March, 1980, at the hour of 3:00 o'clock A. M., E.S.T.

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 13th day of March, 1980, at the hour of 9 o'clock A. M., E.S.T.

Winfeld C. Moses Jr.  
WINFIELD C. MOSES, JR.  
MAYOR

BILL NO. A-80-02-24

REPORT OF THE COMMITTEE ON FINANCE

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS REFERRED AN  
ORDINANCE~~T~~ transferring and appropriating \$456,000.00 from Account  
No. 302-121-010, "Park General Fund", to Account No. 4-02-121-121-4265,  
"Services Contractual", in the 1980 budget of the Department of Parks  
and Recreation, to provide for rebuilding the Diehm Museum of  
Natural History in Franke Park

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT  
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE *or* PASS.

JAMES S. STIER, CHAIRMAN

MARK GIAQUINTA, VICE CHAIRMAN

BEN EISBART

PAUL M. BURNS

DONALD J. SCHMIDT

JUN 19  
Mark E. Graunke  
Ben C. Gandy  
~~Paul M. Lederer~~  
D.S. Johnson

3-11-80  
CONCURRED IN  
DATE CHARLES W. WESTERMAN, CITY CLERK



VICE PRESIDENT OF THE COMMON COUNCIL

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122 :: James S. Stier :: councilman, 6th district

February 28, 1980

Ms. Virginia Grace  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of March 1 and March 8, 1980, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council  
of Fort Wayne, IN

Notice to Taxpayers of  
Additional Appropriations

Bill No. A-80-02-23  
Bill No. A-80-02-24  
Bill No. A-80-02-25

Please send us 16 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

*Charles W. Westerman*  
Charles W. Westerman  
City Clerk

CWW/ne  
ENCL: 1

NOTICE TO TAXPAYERS OF  
ADDITIONAL APPROPRIATIONS

Notice is hereby given to the taxpayers of the City of Fort Wayne, Allen County, Indiana, that the Common Council of said Municipality will, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on Tuesday, the 11th day of March, 1980 at 7:30 P.M. o'clock, Eastern Standard Time, consider the following additional appropriations which said Council considers necessary to meet an extraordinary emergency existing at this time.

BILL NO. A-80-02-23

There is hereby transferred from the Park Cumulative Building Fund and appropriated to Account No. 03-355-355-4001 of the 1980 budget of the Department of Parks and Recreation the sum of \$43,500.00.

That the unexpended and unappropriated balance of the Park Cumulative Building Fund is hereby reduced in the amount of \$43,500.00.

An emergency exists for the transfer of funds in the budget of the Department of Parks and Recreation in order to purchase 2.545 acres of land adjacent to Franke Park to expand the Zoo facility for which adequate funds are available in the Park Cumulative Building Fund, which transfer is recommended by the City Controller.

BILL NO. A-80-02-24

There is hereby transferred from the Park General Fund (No. 302-121-010) and appropriated to Account No. 4-02-121-121-4265, "Services Contractual", in the 1980 budget of the Department of Parks and Recreation the sum of \$456,000.00.

That the unexpended and unappropriated balance of the Park General Fund is hereby reduced in the amount of \$456,000.00.

The Diehm Museum of Natural History in Franke Park was destroyed by fire and an insurance settlement was received and the amount was credited to the Park General Fund. An emergency exists for the transfer of the sum of \$456,000.00 from the Park General Fund and the appropriation thereof into the 1980 budget of the Department of Parks and Recreation, which transfer is recommended by the City Controller.

BILL NO. A-80-02-25

There is hereby transferred from the Park Cumulative Building Fund and appropriated to Account No. 03-355-355-4001 of the 1980 budget of the Department of Parks and Recreation the sum of \$40,075.00.

That the unexpended and unappropriated balance in the Park Cumulative Building Fund is hereby reduced in the amount of \$40,075.00.

An emergency exists for the transfer and appropriation of additional funds to Account No. 03-355-355-4001 in the 1980 budget of the Department of Parks and Recreation, to be used to match a grant of federal funds for the development of Jehl Park, for which adequate funds are available in the Park Cumulative Building Fund and which transfer is recommended by the City Controller.

Taxpayers appearing at such meeting shall have a right to be heard thereon. The additional appropriation, as finally made, will be automatically referred to the State Board of Tax Commissioners, which Commission will hold a further hearing within fifteen days at the County Auditor's Office of Allen County, Indiana, or at such other place as may be designated. At such hearing, taxpayers objection to any of such additional appropriations may be heard and interested taxpayers may inquire of the County Auditor when and where such hearing will be held.

EMERGENCY APPROPRIATION ORDINANCE

WHEREAS, certain extraordinary emergencies have developed since the adoption of the existing annual budget, so that it is now necessary to appropriate more money than was appropriated in the annual budget; now therefore, to meet such extraordinary emergencies:

Sec. 1. Be it ordained by the Common Council of the City of Fort Wayne, Allen County, Indiana, that for the expenses of said municipal corporation the following additional sums of money are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same:

	<i>a-02-80</i>	AMOUNT REQUESTED	AMOUNT APPROPRIATED
BILL NO.	A-80-02-23	\$ 43,500.00	\$ 43,500.00

There is hereby transferred from the Park Cumulative Building Fund and appropriated to Account No. 03-355-355-4001 of the 1980 budget of the Department of Parks and Recreation the sum of \$43,500.00.

	<i>a-02-80</i>	AMOUNT REQUESTED	AMOUNT APPROPRIATED
BILL NO.	A-80-02-23	\$ 43,500.00	\$ 43,500.00

That the unexpended and unappropriated balance of the Park Cumulative Building Fund is hereby reduced in the amount of \$43,500.00.

An emergency exists for the transfer of funds in the budget of the Department of Parks and Recreation in order to purchase 2.545 acres of land adjacent to Franke Park to expand the Zoo facility for which adequate funds are available in the Park Cumulative Building Fund, which transfer is recommended by the City Controller.

ADOPTED THIS 11<sup>th</sup> DAY OF March, 19<sup>80</sup>

AYES

NAYS

Paul M. Burns PAUL M. BURNS

Ben Eisbart BEN EISBART

Mark E. GiaQuinta MARK E. GIAQUINTA

John Nuckols JOHN NUCKOLS

D.J. Schmidt DONALD J. SCHMIDT

Vivian G. Schmidt VIVIAN G. SCHMIDT

Roy J. Schomburg ROY J. SCHOMBURG

James S. Stier JAMES S. STIER

Samuel J. Talarico SAMUEL J. TALARICO

ATTEST:

Charles W. Westerman

CHARLES W. WESTERMAN  
CITY CLERK

Issued 9-21-64-----State Board of Tax Commissioners

MAR 13 1980

*(Signature)*  
AUDITOR'S OFFICE  
FEB 13 1980  
CITY OF FORT WAYNE  
CLERK OF ALLEN COUNTY

**TRANSFER AND EMERGENCY APPROPRIATION REQUEST**

Date February 6, 1980

**TO THE CITY CONTROLLER:**

**The Parks and Recreation Department**  
**(Department)**

requests that an appropriation ordinance be prepared and submitted to the City Council authorizing the transfer of \$ 456,000 from

**Account No.** 302-121-010      **Title** Park General Fund      **to**

Account No. 4-02-121-121-4265      Title Services Contractual - Construction

**Reason for Transfer** Fire completely destroyed the building and

contents of the Diehm Museum at Franke Park on February 17, 1975.

Funds are available to rebuild the structure from monies received from the insurance settlement and interest earned on these funds.

Quietus #9908, December 29, 1975.

Department Head or Board Member

Directions -- Departments requesting transfer of funds from one account to another, or for the appropriation of funds from the unexpended balance of the General Fund must fill out this form in duplicate, and send both the original and one copy to the Controller's Office. It is suggested that a third copy be made and retained by the department originating the request. The Controller's office will retain one copy of the form and send the other to the City Attorney which will be his authorization to prepare the appropriation ordinance. Please send the request for transfer of funds to the Controller as early as possible, and at least one week should be allowed for the City Attorney to prepare the appropriation ordinance and the City Clerk to enroll it for the next Council meeting.

R E Q U E S T   F O R   A C T I O N

TO: CITY ATTORNEY: John E. Hoffman  
or  
ASSOCIATE CITY ATTORNEY John E. Hoffman, City Attorney

FROM: (NAME, TITLE & DEPARTMENT) Robert C. Arnold, Director of  
Parks and Recreation

APPROVED BY Robert C. Arnold

(Person authorized to forward legal work)

DATE: \_\_\_\_\_

SUBJECT: \_\_\_\_\_  
(File subject designation)

\*\*\*\*\*

File # Assigned by Records Librarian

Date: \_\_\_\_\_

\*\*\*\*\*

ACTION REQUESTED: Please prepare an ordinance to transfer  
\$456,000 from account #302-121-121-4265 Services Contractual -  
Construction, to rebuild the facility, Diehm Museum, destroyed  
by fire on February 17, 1975.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
(Continue on reverse side, if necessary)

CC: City Attorney: John E. Hoffman  
(If request originally sent to an Associate Attorney)  
Mayor Winfield C. Moses, Jr.  
Department Head of Requesting Party

Admn. Appr. \_\_\_\_\_

DIGEST SHEET

TITLE OF ORDINANCE A-80-02-24.

DEPARTMENT REQUESTING ORDINANCE Parks and Recreation Department

SYNOPSIS OF ORDINANCE An ordinance to transfer \$456,000 from account

#302-121-010 Park General Fund to account #4-02-121-121-4265

Services Contractual - Construction.

Funds were received from an insurance settlement and these funds  
are to be used to rebuild the Diehm Museum of Natural History  
destroyed as a result of a fire on February 17, 1975.

EFFECT OF PASSAGE Provide the funds for the reconstruction of the  
Diehm Museum of Natural History.

EFFECT OF NON-PASSAGE Unable to rebuild the Diehm Museum of Natural  
History.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) \_\_\_\_\_

ASSIGNED TO COMMITTEE (J.N.) Finance

DATE SUBMITTED: \_\_\_\_\_

**Fort Wayne Common Council**  
(Governmental Unit)

**Allen**

County, Ind.

To ..... **NEWS-SENTINEL** Dr.**FORT WAYNE, INDIANA****PUBLISHER'S CLAIM****LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head	number of lines	<b>2</b>
Body	number of lines	<b>97</b>
Tail	number of lines	<b>2</b>
Total number of lines in notice		<b>101</b>

**COMPUTATION OF CHARGES**

<b>101</b>	lines, <b>1</b> columns wide equals <b>101</b> equivalent lines at <b>.253¢</b>	<b>\$ 25.55</b>
	cents per line	

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)	<b>14 extra</b>	<b>7.00</b>
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<b>TOTAL AMOUNT OF CLAIM.</b>	<b>\$ 32.55</b>
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**DATA FOR COMPUTING COST**

Width of single column 9.6 picas	Size of type ..... <b>6</b> point
<b>2</b>	Size of quad upon which type is cast ..... <b>6</b>
Number of insertions .....	

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*D. Roose*

Title ..... CLERK

**March 8, 1980****PUBLISHER'S AFFIDAVIT**  
State of Indiana  
ALLEN County SS:

Fort Wayne Common Council  
(Governmental Unit)

To..... NEWS-SENTINEL..... Dr.

Allen

...County, Ind.

## FORT WAYNE, INDIANA

#### PUBLISHER'S CLAIM

#### LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) – number of equivalent lines

Head	number of lines	<u>2</u>
Body	number of lines	<u>97</u>
Tail	number of lines	<u>2</u>
Total number of lines in notice		<b><u>101</u></b>

## COMPUTATION OF CHARGES

**101** lines, **1** columns wide equals **101** equivalent lines at **.253¢** \$ **25.55**  
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount) **14 ext**

TOTAL AMOUNT OF CLAIM \$ 32.55

#### DATA FOR COMPUTING COST

Width of single column 9.6 picas      Size of type ..... 6 ..... point  
Number of insertions      2      Size of quod upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

D Rose

Due March 8 1980

Title CLERK

**PUBLISHER'S AFFIDAVIT**

State of Indiana

ALLEN County SS:  
Personally appeared before me, a notary public in and for said county and state, the  
undersigned..... **D. Roose**..... who, being duly sworn, says  
CLERK

that she is..... **CLERK**..... of the  
**NEWS-SENTINEL**  
a..... **DAILY**..... newspaper of general circulation printed and published  
in the English language in the city of..... **FORT WAYNE, INDIANA**  
town

2.15 2.18 (2.2)

Subscribed and sworn to before me this 8<sup>th</sup> day of March, 1980  
Notary Public  
My commission expires September 28, 1983



**Fort Wayne Common Council**  
(Governmental Unit)

**Allen** ..... County, Ind.

To ..... **JOURNAL-GAZETTE**

Dr.

**FORT WAYNE, INDIANA**

### PUBLISHER'S CLAIM

#### LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) – number of equivalent lines \_\_\_\_\_

Head	number of lines	2
Body	number of lines	97
Tail	number of lines	2
Total number of lines in notice		<b>101</b>

#### COMPUTATION OF CHARGES

<b>101</b>	..... lines, <b>1</b> ..... columns wide equals <b>101</b> ..... equivalent lines at .253¢	<b>\$ 25.55</b>
cents per line		

Additional charge for notices containing rule or tabular work (50 per cent of above amount) \_\_\_\_\_

Charge for extra proofs of publication (50 cents for each proof in excess of two)	<b>1 1/2 extra</b>	<b>7.00</b>
		<b>\$ 32.55</b>

#### TOTAL AMOUNT OF CLAIM.

#### DATA FOR COMPUTING COST

Width of single column 9.6 picas	Size of type ..... 6 ..... point
Number of insertions ..... 2	Size of quad upon which type is cast ..... 6 .....

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date **March 8, 1980**

Title ..... **CLERK**



#### PUBLISHER'S AFFIDAVIT

State of Indiana SS:

ALLEN County SS:  
Personally appeared before me, a notary public in and for said county and state, the undersigned, **ARVILLA DEWALD**, who, being duly sworn, says that she is **CLERK** of the **JOURNAL-GAZETTE**.

a ..... **DAILY** newspaper of general circulation printed and published in the English language in the city of **FORT WAYNE, INDIANA** town in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for **two times**, the dates of publication being as follows:

**3/1 - 3/8/80**

Subscribed and sworn to before me this **8 th** day of **March** **19** **80**

**September 28, 1983**

*Harry* *Notary Public*

My commission expires .....

and appropriated to account # 102-121-000-355-355-0001 of the 1980 budget of the Department of Parks and Recreation.

That the expended and unappropriated balance of the Park Cumulative Building Fund is hereby reduced to an amount of \$43,000.00.

An emergency exists for the transfer of funds in the budget of the Department of Parks and Recreation in order to purchase land adjacent to Franke Park to expand the Zoo facility for which adequate funding is available in the Park Cumulative Building Fund which transfer is recommended by the City Controller.

Form No. 99 P-24  
There is hereby transferred from the Park General Fund (No. 302-121-010-355-355-0001) to Account No. 4-02-121-121-000-000 "Contractual"; in the 1980 budget of the Department of Parks and Recreation.

That the unexpended and unappropriated balance of the Park General Fund is hereby reduced in the amount of \$400,000.00.

The Dierlin Museum of Natural History at Franke Park was destroyed by fire. The insurance settlement was received and the amount was credited to the Park General Fund. An emergency exists for the transfer of an amount of \$456,000.00 from the Park General Fund and the appropriation thereof into the 1980 budget of the Department of Parks and Recreation which transfer is recommended by the City Controller.

Form No. 99 P-25  
There is hereby transferred from the Park Cumulative Building Fund and appropriated to Account No. 03-